

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

Mark R. Hoop <i>et al.</i>	:	
	:	Case No. C-1-00-869
Plaintiffs/	:	
Counterclaim Defendants	:	District Judge Susan J. Dlott
	:	
v.	:	ORDER DENYING
	:	DEFENDANTS' MOTIONS FOR
Jeffrey W. Hoop <i>et al.</i>	:	CONTEMPT AND FOR LEAVE
	:	TO FILE REPLY
Defendants/	:	
Counterclaim Plaintiffs	:	

This matter comes before the Court on Defendants Jeffrey W. Hoop, Stephen E. Hoop and Hoopsters Accessories, Inc. (collectively, "the Hoopsters")'s Motion for Order Holding Plaintiffs/Counterclaim Defendants in Contempt (doc. #122) and their Motion for Leave to File Reply to Plaintiffs' Memorandum in Opposition to Defendants' Contempt Motion (doc. #138). The Court **DENIES** the Hoopsters' motion for leave to file a reply out of time (doc. #138) because the Hoopsters offer no explanation as to why they did not request an extension before the deadline for filing a reply. With respect to the motion for contempt, while civil contempt is one mechanism by which a court may enforce its orders, it is a severe remedy, and the movant bears a heavy burden. See Preemption Devices, Inc. v. Minn. Mining & Manuf. Co., 803 F.2d 1170, 1172-73 (Fed. Cir. 1986). The Court finds that the Hoopsters have not met that burden and **DENIES** the motion for contempt (doc. #122).

IT IS SO ORDERED.

s/Susan J. Dlott  
Susan J. Dlott  
United States District Judge